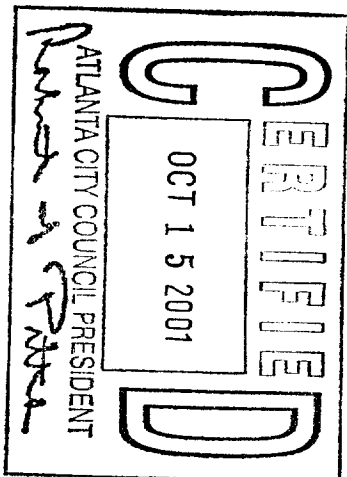


Entered -09-14-01 - sb
CL 01L0575 - GWENDOLYN BURNS

01- *R*-1631

CLAIM OF:

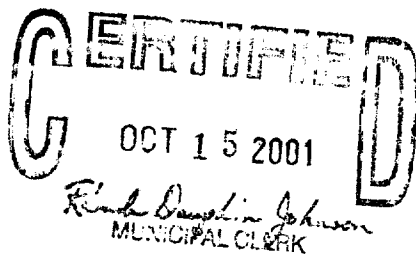
**TRAVELERS INDEMNITY COMPANY
OF CONNECTICUT,**
as subrogee of insured **Kimberly Caldwell**
P. O. Box 2954
Milwaukee, WI 53201-2954



For vehicular damages alleged to have been sustained from an automobile accident on February 11, 2001 at Martin Luther King, Jr. Drive & Northside Drive.

THIS ADVERSED REPORT IS
APPROVED

BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY *Robert J. DCA*



CITY CLERK OCT 15 2001

ADVERSE REPORT

DATE OCT 09 2001
CHAR C. T. Martin
Cleta Franklin
Wendy



OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

October 24, 2001

Travellers Indemnity Co. of
Connecticut, as subrogee of insured
Kimberly Caldwell
Attn: Danette Jenkin
P.O. Box 2954
Miwaukee, WI 53201-2954

- 01-R-1631

Dear Ms. Jenkins:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on October 15, 2001. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Sincerely,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0575

Date: September 25, 2001

Claimant /Victim KIMBERLY CALDWELL
BY: (Atty) (Ins. Co.) Travelers Indemnity Company of Connecticut
Address: P.O. Box 2954, Milwaukee, WI 53201-2954
Subrogation: X Claim for Property damage \$ 7,881.51 Bodily Injury \$ _____
Date of Notice: 9/10/01 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 2/11/01 Place: Martin Luther King, Jr. Drive & Northside Drive
Department POLICE Division _____
Employee involved Chris Valle Disciplinary Action: Recommended Oral Admonishment - Pending Review

NATURE OF CLAIM: Claimant alleges that her vehicle sustained damage when it was struck by a city vehicle that "ran a red light". However, the issues of this claim have been resolved in a claim previously filed by the claimant. (See claim # 01L0149)


INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other _____
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

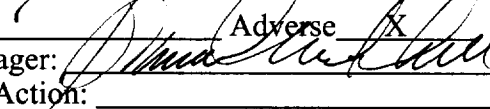
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other X Damages reasonable _____
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 0926-01
Committee Action: _____ Council Action _____

RCS# 3187
10/15/01
3:55 PM

Atlanta City Council

Regular Session

MULTIPLE

Unfavorable Claims; Items #24 & #25
01-R-1631 & 01-R-1633
ADVERSE

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
NV Winslow	Y Muller	Y Boazman	NV Pitts

CORRECTED COPY

MULTIPLE